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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
PATRICE RAVEN,)
)
Defendant.)

No. 3-07-70489 JCS

[PROPOSED] ORDER WAIVING TIME
FOR THE PRELIMINARY HEARING

With the agreement of the parties in open court, and with the consent of defendant Patrice Raven, the Court enters this order documenting defendant's waiver of time under Fed. R. Crim. P. 5.1(d), from August 29, 2007 through October 3, 2007, the date of defendant's next appearance before this Court. The parties agree, and the Court finds and holds, as follows:

1. On August 29, 2007, at a status conference on a removal hearing pursuant to Fed. R. Crim. P. 5(c)(3)(D), counsel for the defendant waived defendant's right to contest her identity as the person named in the underlying indictment. Defendant further asked that she not be transferred to the District of Nebraska pending negotiations with respect to a potential transfer of the prosecution to the Northern District of California pursuant to Fed. R. Crim. P. 20.

2. At the hearing on August 29, 2007 and in open court, defendant waived her right

1 to a preliminary hearing within 20 days, pursuant to Fed. R. Crim. P. 5.1(c), (d).

2 3. Given these circumstances, the Court found that the ends of justice served by
3 waiving the defendant's right to a prompt preliminary hearing until October 3, 2007 outweigh the
4 best interest of the public and the defendant. Fed. R. Crim. P. 5.1 (d).

5 4. Accordingly, and with the consent of the defendant at the hearing on August 29,
6 2007, the Court orders that the defendant's right to a preliminary hearing within 20 days from the
7 date of the initial appearance be waived until October 3, 2007.

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9 **IT IS SO ORDERED.**

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11 DATED: _____

12 JOSEPH C. SPERO
13 United States Magistrate Judge
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